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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**

Mark Miskin

**Serial No.:** 10/666,237

**Filed:** September 18, 2003

**For:** SYSTEMS AND METHODS FOR  
CONTROLLING THE REMOVAL OF SOIL  
FROM AN EARTH MOVING SCRAPER

**Confirmation No.:** 8481

**Examiner:** C. Novosad

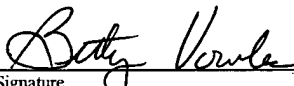
**Group Art Unit:** 3671

**Attorney Docket No.:** 3090-5854US

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

July 22, 2005  
Date

  
Signature

Betty Vowles  
Name (Type/Print)

**COMMUNICATION**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Office communication mailed on June 24, 2005, the initial period for response to which expires on July 25, 2005.



Serial No. 10/666,237

### REMARKS

The Office Communication mailed June 24, 2005 has been received and reviewed. In the Communication, it was noted that the Response to Restriction Requirement filed April 15, 2005 (incorrectly stated as April 18, 2005 in the Communication) did not identify the claims which read on elected Species I. Identification of such claims is required. Accordingly, applicant identifies claims 9 through 16 and 19 through 23 as the claims of elected Group II that fall within Species I.

In view of the foregoing, it is respectfully requested that each of claims 1 through 24 be considered on the merits.

Respectfully submitted,

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Date: July 22, 2005  
BLC